

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Leased Commercial Access)	MB Docket No. 07-42
)	
Development of Competition and)	
Diversity in Video Programming)	
Distribution and Carriage)	
)	
)	

To: The Commission

COMMENTS OF Positive Media, Inc. D/b/a TV Camden

The following comments are made by Chris C. Folsom, President of Positive Media, Inc. dba TV Camden, owner/operator of lease access television in Camden County, Georgia, operating lease access channels for two separate communities formerly operated under the sole proprietorship known as Folsom Audio & Video Productions.

I, Chris Folsom, have been producing local television programming for over five years in Camden County, Georgia. I produce positive, local and informative programming because I believe it is important for the local community. My programming does not chase hard hitting news, we aim more of our programming towards people's kids, next door neighbors and at a community channel that keeps viewers in touch with the positive things going on in our community. For example, we program little league sports, talent shows, County Commissioners meetings,

programs pertaining to the local Humane Society, the local Sheriff's Department, the area festivals, etcetera. The bottom line is TV Camden strives to be our community's positive, informative, local television network.

TV Camden came about because in our region of the United States, we are a small community with our television's Area of Dominant Influence (ADI) being Jacksonville, Florida and our community never receives positive, local and informative coverage from the Jacksonville television stations. This is where lease access has benefited our community the most. Through lease access and TV Camden, our community stays informed of community events, as well as, having access to the various youth sports events that local children participate in. The community also has access to various government meetings if they are not able to attend, so they can stay abreast of the issues concerning their community and the decisions made by their elected officials. Each program is shown in its entirety, uncut and unedited.

Initially, when I tried to request lease access information, our local cable company did not know about lease access. Therefore, I had to file a Petition of Relief with the FCC to get rates and channel availability.

Once the contract negotiation began, the local cable company in Kingsland, Georgia obtained an attorney with a firm in Chicago, Illinois who specializes in cable television. The contract presented to my company was filled with requirements not

allowed by the FCC, for example administrative fees, proof of corporate identification and registration with the State of Georgia. Registration with the State of Georgia is not required by our state laws or local ordinances to operate a business in the State of Georgia nor in our local community. These are just a couple of examples used by one of the local cable companies to delay companies like Positive Media, Inc. from exercising Congress's intent to produce and cablecast "diverse programming".

Furthermore, the FCC requests the local programmer and the cable company to "negotiate" the terms and conditions of any contract for lease access and although this is a good idea, in my opinion, it is not practical. My experience with the contract negotiation process was this; any request I made, was kept out of the contract and every requirement the cable system made was included, this is not a negotiation.

As the "negotiations" continued, I argued every point with the cable company showing FCC rulings on the various points of the contract; when I would do so the cable system's attorney would cover only one point at a time until it was concluded and eventually remove it from the contract. In my opinion, this was a tactical move on the part of the cable system to further delay and discourage access to the lease access channel. I believe this type of tactic is the reason a standard Lease Access

form should be put in place by the FCC. A downloadable FCC form would eliminate useless delay tactics used by cable systems.

In addition, it would be advantageous to have yearly updated information concerning lease access information. For example channel availability, copies of the FCC lease access form and information concerning individuals and companies requesting lease access information, etc. For various data compilation, it would be good for the cable systems to submit this information to the FCC.

Another negative lease access experience I had is one of down time. Comcast Cable in St Marys, Georgia is in the process of upgrading their system. During the upgrade customers of Comcast have told me they are not receiving our programming. I have brought this to Comcast's attention repeatedly and requested relief of our monthly fee. Comcast requires me to provide the names, addresses and phone numbers of the individuals not receiving our programming. TV Camden records indicate our system player was operating properly during this time; therefore the burden of proof should not be placed on TV Camden to prove Comcast's equipment is not working properly. Furthermore, in speaking to a Comcast employee about the issue, they confirmed the issue is with the lease access channel, but still, Comcast is requiring TV Camden to provide proof their lease access channel is not working. If cable systems will show proof of run with ad insertions, they can do the same for lease access.

In addition, the proof of rates should be made easier to confirm. Under current FCC rules pertaining to rates, the burden of lease access pricing should not fall completely on the shoulders of the leasee due to the potentially staggering cost associated with verifying the lease access rates. It is an undue financial strain on the leasee.

Lease Access programmers should not have undue obstacles which hinders the intent of Congress to offer unaffiliated diverse programming. Also, lease access intent and rules should apply equally to any company supplying television type programming, such as telephone companies and dish companies.

Thank you in advance for taking the time to consider the thoughts and comments of proposed rule making concerning lease access.

Respectfully submitted,

Signed: _____

Name: Chris C. Folsom

Title: Owner/Operator – Positive Media, Inc.

Address: P. O. Box 398
Kingsland, GA 31548

Date: September 10, 2007